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|-----------------|-------------|-------------|----------------------|---------------------|------------------|
| APPLICATION NO. | NOV 25 2005 | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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10/076,632

02/198002

Paul G. Labmann

63481.1776

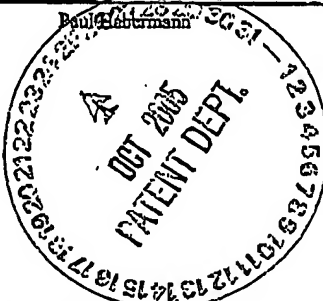
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10/18/2005

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 BRIDGEWATER, NJ 08807



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| EXAMINER |
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| ART UNIT | PAPER NUMBER |
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DATE MAILED: 10/18/2005

DEAN 2001/0008 USNP

Please find below and/or attached an Office communication concerning this application or proceeding.

ENTERED COMPUTER

11-18-05

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|------------|--|
| ACTION DUE | Reply to Notice Non-Comp. Amtdt 11-18-05         |
| DUE DATE   | Reply to Notice Non-Comp Amtdt Deadline 11-18-05 |
| DKTD BY    | RJ10-24-05                                       |
| ATTY       | KIK/Loewnick                                     |

|                       |           |
|-----------------------|-----------|
| FOR FILE              | 30612 USA |
| RECEIVED              |           |
| OCT 25 2005           |           |
| SYNNESTVEDT & LECHNER |           |
| ATTN:                 | Gly       |

# **Notice of Non-Compliant Amendment (37 CFR 1.121)**

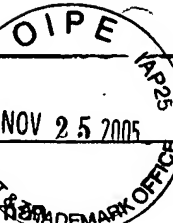
Application No.

10/076,632

Examiner

David J. Steadman

NOV 25 2005



Applicant(s)

HABERMANN, PAUL

Art Unit

1656

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —

The amendment document filed on **31 May 2005** is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☒ 1. Amendments to the specification:
  - ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☒ C. Other See Continuation Sheet.
- ☐ 2. Abstract:
  - ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_.
- ☐ 3. Amendments to the drawings:
  - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_.
- ☐ 4. Amendments to the claims:
  - ☐ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☐ E. Other: \_\_\_\_\_.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

## **TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

**Failure to timely respond** to this notice will result in:

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Continuation Sheet (PTOL-324)

Application No. 10/076,632

Continuation of 1(c) Other: According to the revised amendment practice of 37 CFR 1.121, each section of an amendment document must begin on a separate sheet. However, it is noted that the specification amendment filed on 5/31/2005 does NOT begin on a separate sheet. At the top of the specification amendment, text appears that is unrelated to the specification amendment. It is suggested that applicants begin the specification amendment on a separate sheet.

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